

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

**WEST VIRGINIA UNIVERSITY  
HOSPITALS, INC.,**

**Plaintiff**

**v.**

**EDWARD G. RENDELL, Governor  
of the Commonwealth of Pennsylvania;  
ESTELLE B. RICHMAN, Secretary  
of the Department of Public Welfare;  
and JAMES HARDY, Deputy Secretary  
For Medical Assistance Programs,**

**Defendants**

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**No. 1:CV-06-82**

**(Judge Rambo)**

**(Electronically Filed)**

**DEFENDANTS' UNOPPOSED MOTION FOR ENLARGMENT OF TIME  
WITHIN WHICH TO RESPOND TO PLAINTIFF'S MOTION FOR  
SUMMARY JUDGMENT AND FOR ENFORCEMENT OF JUDGMENT**

Defendants, by their attorneys, hereby move the Court pursuant to Fed.R.Civ.P. 6(b) to enlarge by fourteen days the time for responding to plaintiff's motion for summary judgment and for enforcement of judgment in the above-captioned case. In support of this motion, defendants state the following:

1. Plaintiff has moved for summary judgment and to enforce the judgment entered in another lawsuit in which it was a party. Plaintiff's motion was supported by a brief filed May 15, 2006.

2. Under applicable rules, defendants' opposing brief was due within eighteen days, or on June 2, 2006. *See* Fed.R.Civ.P. 6(b) and (e).

3. Defendants intended to oppose plaintiff's motion; however, they were unable to do so because of the illness of their attorney.

4. Defendants seek by this motion a fourteen day enlargement or until June 16, 2006 to respond to plaintiff's motion.

5. Plaintiff does not oppose the requested enlargement.

**WHEREFORE**, defendants ask the Court to grant the motion and enlarge to June 16, 2006 the time for responding to plaintiff's motion for summary judgment and for enforcement of judgment.

**Respectfully submitted,**

**THOMAS W. CORBETT, JR.**  
**Attorney General**

**Office of Attorney General  
Civil Litigation  
15<sup>th</sup> Floor, Strawberry Square  
Harrisburg, PA 17120  
(717) 787-1180 – Phone  
(717) 772-4526 – Fax  
Date: June 6, 2006**

**By: s/Gwendolyn T. Mosley  
GWENDOLYN T. MOSLEY  
Senior Deputy Attorney General  
Attorney I.D. No. 29157  
  
SUSAN J. FORNEY  
Chief Deputy Attorney General  
Chief, Litigation Section**

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## CERTIFICATE OF SERVICE

I, **GWENDOLYN T. MOSLEY**, Senior Deputy Attorney General for the Commonwealth of Pennsylvania, Office of Attorney General, hereby certify that on June 6, 2006, I caused to be served a true and correct copy of the foregoing Defendant's Motion for Enlargement of Time Within Which to Respond to Motion for Summary Judgment and for Enforcement of Judgment via electronic filing to the following individual:

Jay M. Levin, Esquire  
jmlevin@reedsmith.com

s/Gwendolyn T. Mosley  
GWENDOLYN T. MOSLEY  
Senior Deputy Attorney General